

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In Re Reissue Patent Application of: | | : | |
| Lorraine Faxon Meisner | | : | |
| | | : | |
| Conf. No.: | 5796 | : | Group Art Unit: 1616 |
| | | : | |
| Appln. No.: | 09/997,663 | : | Examiner: Choi, Frank I |
| | | : | |
| Filing Date: | November 29, 2001 | : | Attorney Docket No.: 683885-0074 |
| | | : | |
| Title: COMPOSITIONS AND METHODS FOR THE TREATMENT OF SKIN | | | |

NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated May 14, 2007, of the Primary Examiner rejecting claims 1, 5-8, 10-16, 18, 19 and 21-23. Though not a final rejection, at least claims 1, 5-8, 10-16, 18, 19 have been twice rejected, so that this appeal is proper.

The item(s) checked below are appropriate:

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| <input type="checkbox"/> | A Petition for Extension of Time with extension fee for ____ month(s) to respond to the final rejection was filed on. | |
| <input checked="" type="checkbox"/> | Notice of Appeal fee is enclosed (if applicable) | |
| | <input type="checkbox"/> | \$250.00 - Small Entity has been previously established in this case. |
| | <input type="checkbox"/> | \$500.00 – Large Entity |
| | <input checked="" type="checkbox"/> | Not required (fee paid in prior appeal) - August 5, 2005. |
| <input type="checkbox"/> | Our firm's check in the amount of \$ _____ is enclosed. | |

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| <input checked="" type="checkbox"/> | The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 01-0657 (Billing No. 683885-0074) as noted below. |
| <input type="checkbox"/> | Notice of Appeal fee in the amount of \$500.00. |
| <input checked="" type="checkbox"/> | Any deficiencies or overpayments in the above-calculated fee. |

Respectfully submitted,

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| <u>August 10, 2007</u> (Date) | By: <u>/Sanford E. Warren, Jr./</u> SANFORD E. WARREN, JR. Registration No. 33,219 AKIN GUMP STRAUSS HAUER & FELD LLP P.O. Box 688 Dallas, Texas 75313-0688 Telephone: (214) 969-2800 Direct Dial: (214) 969-2877 Facsimile: (214) 969-4343 E-Mail: swarren@akingump.com |
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